

DIVISION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Simon Raab et al

SERIAL NUMBER: 10/642,385

FILED: August 15, 2003

IMPROVED PORTABLE
COORDINATE MEASUREMENT
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) 2005 JAN 31 11:10:16
) Group Art No.
) 2859
)
) Examiner:
) Travis Reis
)
)
)

REQUEST FOR REFUND

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In accordance with 37 CFR 1.26(a), Applicants respectfully requests a refund of the fees in the amount of \$395.00. On January 21, 2005, the United States Patent and Trademark Office (USPTO) erroneously accessed our deposit account in the amount of \$790.00 for an RCE fee in the instant application. Applicant submitted a Request for Continued Examination in the amount of \$395.00 (Small Entity) therefore only the \$395.00 fee (not \$790.00) was necessary.

Therefore, Applicant respectfully requests a refund in the amount of \$395.00 be credited to Deposit Account No. 06-1130.

Respectfully submitted,

CANTOR COLBURN LLP

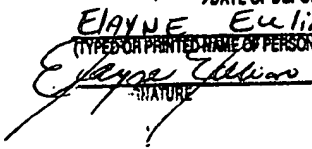
By: 

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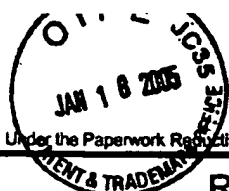
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RCE ✓

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/642,385
Filing Date	August 15, 2003
First Named Inventor	Simon Raab et al
Art Unit	2859
Examiner Name	T. Reis
Attorney Docket Number	FAO-0140

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☐ Amendment/Reply iii. ☒ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s) iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1130

i. ☒ RCE fee required under 37 CFR 1.17(e) " 01/21/2005 EFLORES 00000004 061130 10642385

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) " 01 FC:1801 790.00 DA

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Michael A. Cantor	Registration No. (Attorney / Agent)	31,152
Signature		Date	1/13/05

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	Elayne Euliano	Date	1/13/05
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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